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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

France Couture

Examiner: Sarvamangala J. N. Devi

Serial No.: 10/022,832

Group Art Unit: 1645

Filed: December 20, 2001

Title: NOVEL CHLAMYDIA ANTIGENS AND CORRESPONDING DNA
FRAGMENTS

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated September 29, 2004, Applicants hereby elect with traverse Group II, Claims 17, 18, 21, 34, 45 and 46 drawn to polypeptides, fragments or analogs, thereof; and compositions and kits comprising the same. Applicants further elect BVH-CPN-1 which is SEQ ID NO:2 (see, e.g., Fig. 2 and page 5, lines 1-3).

All the claims in the application that relate to BVH-CPN-1 involve related subject matter. A search would therefore comprise overlapping subject matter, and it would not be an undue burden on the examiner to carry out a search. "If search and examination of an entire application can be made without serious burden, the examiner *must* examine it on the merits, even though it includes claims to independent or distinct invention." (Emphasis added.) M.P.E.P. 803. Accordingly, withdrawal of the restriction is respectfully requested.

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